

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Walter P. Carney et al.  
Serial No. : 08/488,180 Examiner: S.J. Huff  
Filed : June 7, 1995 Group Art Unit: 1642  
For : DETECTION AND QUANTIFICATION OF NEU RELATED  
PROTEINS IN THE BIOLOGICAL FLUIDS OF HUMANS.

1185 Avenue of the Americas  
New York, New York 10036  
February 3, 2004

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**Mail Stop AF**

Sir:

AMENDMENT

This Amendment is submitted as a first submission along with a Communication Requesting Withdrawal of Finality Under 37 C.F.R. §1.129 of the June 6, 2003 Final Office Action and Consideration of First Submission in connection with the above-identified application. A Notice of Appeal was filed December 5, 2003, making the subject application pending today, February 5, 2004. Accordingly, this Amendment is being timely filed.

Image AJP/642 \$

Dkt. 1935/40441-C1Y/JPW/AJM/CY

Applicants : Walter P. Carney et al.

Serial No. : 08/488,180

Filed : June 7, 1995

For : DETECTION AND QUANTIFICATION OF NEU RELATED PROTEINS IN THE BIOLOGICAL FLUIDS OF HUMANS



Examiner: S.J. Huff

Group Art Unit: 1642

COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, VA 22313-1450

MAIL STOP AF

February 5, 2004

S I R:

Transmitted herewith is an amendment to the above identified application.

\_\_\_\_\_ Small entity status of this application under 37 C.F.R. §1.9 and §1.27 has been established by a verified statement previously submitted.

\_\_\_\_\_ A verified statement to establish small entity status under 37 C.F.R. §1.9 and §1.27 is enclosed.

X  No additional fee is required.

The filing fee is calculated as follows:

	NUMBER AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR		NUMBER OF EXTRA CLAIMS PRESENTED		RATE			FEE	
							SMALL ENTITY	OTHER ENTITY		SMALL ENTITY	OTHER ENTITY
Total Claims	12	-	20	=	0	X	\$9	\$18	=	\$0	\$0
Independent Claims	3	-	3	=	0	X	\$42	\$84	=	\$0	\$0
Multiple Dependent Claim(s) Presented _____ Yes <u> X </u> No For First Time							\$140	\$280	=	\$0	\$0
							TOTAL ADDITIONAL FEE			\$0	

\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 20, write "20" in this space.

\*\*If the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than 3, write "3" in this space.

\*\*\*If the difference between the "NUMBER AFTER AMENDMENT" and the "HIGHEST NUMBER PREVIOUSLY PAID FOR" is less than "0", write "0" in the space.

Applicants: Walter P. Carney et al.  
Serial No.: 08/488,180  
Filed : June 7, 1995

Amendment Transmittal Letter  
Page Two

The "HIGHEST NUMBER PREVIOUSLY PAID FOR" (Total or Independent) is the highest of the "NUMBER AFTER AMENDMENT" in any prior amendment of the number of claims as originally filed

\_\_\_\_\_ Please charge Deposit Account No. 03-3125 in the amount of \$\_\_\_\_\_. Three copies of this sheet is enclosed.

\_\_\_\_\_ A check in the amount of \$\_\_\_\_\_ is enclosed.

X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposition Account No. 03-3125. Three copies of this sheet are enclosed.

X Any filing fees under 37 C.F.R. §1.16 for the presentation of extra claims.

X Any patent application processing fees under 37 C.F.R. §1.17.

Respectfully submitted,

John P. White  
Registration No. 28,678  
Alan J. Morrison  
Registration No. 37,399  
Attorneys for Applicants  
Cooper & Dunham LLP  
1185 Avenue of the Americas  
New York, New York 10036  
(212) 278-0400

I hereby certify that this correspondence is being deposited this date with the U.S. postal Service with sufficient postage as first class mail in an envelope addressed to:  
Commissioner of Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Alan J. Morrison  
Reg. No. 37,399

2/5/07  
Date